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Capitol Complex Advisory Council
Report to the 59th Montana Legislature
November 2004

Introduction

In 1997, the Montana Legislature enacted House Bill No. 123 (Chapter No. 476, Laws of 1997), an act authorizing the appointment of the Capitol Complex Advisory Council. This legislation was introduced at the request of the Department of Administration to ensure that requests for placement of busts, statues, memorials, and other long term displays in the Capitol or the adjacent grounds were subject to thorough, unbiased, and equitable scrutiny by an advisory group consisting of individuals knowledgeable and interested in the historical preservation of the Capitol Complex. Under this legislation, the Legislature continues to make the final determination on long-term displayed items. However, the act provides an advisory process that legislators may rely upon in making these decisions.

The Capitol Complex Advisory Council consists of nine members as follows:

- four legislators, two from each house;
- a public representative; and
- the director or the director's designee of each of the following agencies:
  - the Montana Historical Society;
  - the Montana Arts Council;
  - the Department of Administration; and
  - the Department of Fish, Wildlife, and Parks.

A list of the Council's current membership is contained in Appendix A.

The statutory duties and responsibilities assigned to the Council include:

- reviewing proposals for long term displays or the naming of State buildings on the Capitol Complex;
- advising the Legislature on the long term display of busts, statues, memorials, monuments, or art displays within the Capitol Complex, including the executive residence and the original governor's mansion;
- advising the Department of Administration on interior decoration of the Capitol;
- advising the Department of Fish, Wildlife, and Parks on grounds maintenance and displays;

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- advising the Department of Administration on policies governing maintenance and beautification of the Capitol, executive residence, and original governor's mansion; and
- advising the Departments of Administration and Fish, Wildlife, and Parks on establishing and maintaining a long-range master plan for the orderly development of the Capitol Complex.

In addition, the Council must report to the Legislature by November 15 of each year preceding a legislative session on requests that it has reviewed for naming buildings and for long term placement of items in the Capitol or on the Capitol Complex grounds. The report must include a recommendation on whether reviewed requests meet certain statutory criteria. If a request meets the criteria, the Council must recommend a time frame during which the project should be authorized.

Council Meetings

The Capitol Complex Advisory Council met four times in 2003 and 2004. At the first meeting on January 23, 2003 the Council:

- Voted to endorse the "Blessing of Liberty" Constitution exhibit;
- Discussed the upcoming hearing on HB 114; and
- Voted to support SB 195.

At the November 17, 2003 meeting, the Council:

- Re-elected Arnold Olsen, Director of the Montana Historical Society as the Chairman;
- Reviewed the history and prior actions of the Council;
- Heard testimony from Secretary of State Bob Brown concerning two plaques that he would like to see placed in the Capitol;
- Approved a work plan for subsequent 2003-2004 meetings;
- Heard an update on the activities of the Capitol Restoration Foundation;
- Heard an update on the Senate Lewis and Clark sculpture and "Hall of Governors" projects;
- Discussed the need for a Curator for the Capitol Complex artwork and memorials; and
- Toured the Capitol to view where new art and memorials are located.

At the May 3, 2004 meeting, the Council:

- Discussed the status on the project to inventory all of the art and memorials on the Capitol Complex;
- Reviewed the current outdoor memorials and voted, on a preliminary basis, to adopt the staff recommendations for all of the

items. The staff had recommended that all current items remain in place, with the exception of moving one to another location and conducting research on two others.
- Reviewed the current art located inside of other buildings on the Capitol Complex and voted, on a preliminary basis, to adopt the staff recommendations for all of the items. The staff had recommended that all current items remain in place.
- Voted to re-design the Women Legislators Centennial plaque and then recommend it for long-term display;
- Heard updates on the status of the House and Senate memorial plaques and on ongoing projects as a result of the passage of HB 114;
- Heard an update on the activities of the Montana Restoration Foundation;
- Discussed the need for a curator for the Capitol Complex artwork and memorials;
- Voted that the plaques of James Williams, Statehood Centennial, and W. A. Clark remain in storage at the Montana Historical Society and not be returned to the Capitol building as requested by Secretary of State Bob Brown;
- Heard an update on the Senate Lewis and Clark project;
- Adopted three minor amendments to the "Art and Memorial Plan"; and
- Toured the site of the Capitol steps reconstruction.

At the final meeting of the Council on September 22, 2004, the Council:

- Held a public hearing on the Council's preliminary recommendations on which current art and memorials should be included in legislation to be submitted to the 2005 session. Several members of the public testified in support of keeping the Ten Commandments monument in its current location.
- Voted to recommend that all current art and memorials under Council consideration (34 pieces) be included in a bill for the 2005 session. Four unused flag poles and a concrete stand were recommended to be sent to Fort Harrison.
- Heard an update on Capitol Restoration Foundation activities;
- Heard updates on the status of HB 114 projects, the Senate Lewis and Clark project, and the Senate Memorial plaque;
- Voted to accept a 15-year plan for review of existing art and memorials. Voted to make a minor amendment to the "Art and Memorial" plan regarding this.
- Discussed the need for a curator for the Capitol Complex artwork and memorials;
- Heard a presentation regarding a proposal to place a statue of Sacajawea on the Capitol grounds; and

- Reviewed plans for submitting this report and proposed legislation for the 2005 session.

Summary of CCAC actions from
September 22, 2004 meeting.

Current Art or Memorials in public space requiring legislative action	**CCAC final action September 22, 2004**
1. Lady Liberty (statue on top of Capitol)	Include in statute
2. President Bush elm tree plaque (on Capitol grounds)	Include in statute
3. Prisoners of War and Missing in Action Freedom tree plaque (on Capitol grounds)	Include in statute
4. Ten Commandments monument (on Capitol grounds)	Include in statute
5. Liberty Bell replica (on Capitol Complex grounds)	Include in statute
6. Montana National Guard Spruce Tree plaque (on Capitol Complex grounds)	Include in statute
7. Herd Bull sculpture (on Capitol Complex grounds)	Include in statute
8. Veterans and Pioneer Landscape beautification monument (on Capitol Complex grounds)	Include in statute
9. 200th Anniversary of Montana Veterans – flag poles, stand, and monument (on Capitol complex grounds)	Include in statute. Move the monument to front of MHS building. Flag poles and concrete stand go to Fort Harrison as requested.
10. Arrastra (on Capitol Complex grounds)	Include in statute but re-locate to front of MHS building with descriptive

	plaque.
11. Eagle sculpture (on Capitol Complex grounds)	Include in statute
12. Pearl Harbor memorial (on Capitol Complex grounds)	Include in statute (note: already in statute 5-17-301, MCA – so section should be repealed.
13. Lewis and Clark Golden Willow plaque (on Capitol Complex grounds)	Include in statute
14. Peace Pole (on Capitol Complex grounds)	Include in statute
15. Montana Centennial Square (on Capitol grounds)	Include in statute
16. Painting of Dr. Cogswell (in Cogswell building)	Include in statute
17. Montana Workers mosaic (in Walt Sullivan building)	Include in statute
18. Walt Sullivan plaque (in Walt Sullivan building)	Include in statute
19. Sam Mitchell bust and two building plaques (in Mitchell building)	Include in statute
20. Copper City Rodeo vase (in Justice/State Library building)	Include in statute
21. Dancing Cascade wall hanging (in Justice/State Library building)	Include in statute
22. Save a Piece of the Sky painted textile (in Justice/State Library building)	Include in statute
23. Burning Bush painting (in Justice/State Library building)	Include in statute
24. Night Light cast aluminum sculpture (in	Include in statute

Justice/State Library building)	
25. Dryland Farmer painting (in Justice/State Library building)	Include in statute
26. Farm Girl painting (in Justice/State Library building)	Include in statute
27. The River Rat painting (in Justice/State Library building)	Include in statute
28. Top of the World painting (in Justice/State Library building)	Include in statute
29. Angus #68 (in Justice/State Library building)	Include in statute
30. The Source painting (in Justice/State Library building)	Include in statute
31. Lee Metcalf bust (in Metcalf building)	Include in statute
32. The Mullan Road painting (in Livestock building)	Include in statute
33. The Bozeman Trail painting (in Livestock building)	Include in statute
34. Women Legislators Centennial Plaque (to be in Capitol building)	Include in statute (currently being re-designed)
35. Portraits of Joseph K. Toole and Wilbur Fiske Sanders (in Governor's Reception Room)	Remove from statute – included by error in last bill. Portraits are actually part of the MHS collection and are loaned to current governors by request.

The Council's recommendations are contained in LC# 0087 for 2005 legislative consideration in Appendix B. Minutes and handouts from all of the 2003-2004 meetings are available by contacting the Department of Administration at 444-3315.

APPENDIX A

CAPITOL COMPLEX ADVISORY COUNCIL

MEMBERS*

Updated October, 2004

Representative Jeff Laszloffy
3165 Highway 212 S
Laurel, MT 59044-8911

Senator Mike Cooney
713 Pyrite Court
Helena, MT 59601

Sarah Etchart
801 Floweree
Helena, MT 59601

Steve Bender, Acting Director
Department of Administration
Mitchell Building Rm 155
PO Box 200101
Helena, MT 59620-0101

Arnold Olsen , Chairman
Montana Historical Society
222 North Roberts
PO Box 201201
Helena, MT 59620-1201

Representative Larry Jent
1201 S. 3rd
Bozeman, MT 59715-5503

Senator Duane Grimes
4 Hole in the Wall
Clancy, MT 59634

Jim Poor
Montana Arts Council
112 Humbolt Loop
Helena, MT 59601

Doug Monger
Department of Fish, Wildlife and Parks
Helena, MT 59620-0701

**Note: The legislative members of the Council are appointed every two years on a bipartisan basis. A public representative is appointed by the Governor.

APPENDIX B

*** Bill No. ***

Introduced By *********

By Request of the Capitol Complex Advisory Council

A Bill for an Act entitled: "An Act providing for the long-term placement of certain items in the capitol, on the capitol grounds or in certain state buildings on the capitol complex; amending section 2-17-808, MCA, and repealing sections 5-17-301 through 5-17-303, MCA."

Be it enacted by the Legislature of the State of Montana:

Section 1. Section 2-17-808, MCA, is amended to read:

" **2-17-808. Placement of certain busts, statues, memorials, monuments, and art displays.** (1) The following busts, statues, memorials, monuments, and art displays are to be placed for up to 50 years, subject to renewal, in the capitol:

(a) the busts of Thomas J. Walsh, Burton K. Wheeler, and Joseph Dixon;

(b) the plaques commemorating Theodore Brantley, Fred Whiteside, the first Montana volunteers who fought in the Spanish-American War, the construction of the capitol from 1899 to 1902, ~~and~~ the 1972 Montana constitutional convention~~;~~ , and the women legislators centennial;

(c) the murals by Edgar S. Paxson, Ralph E. DeCamp, Charles M. Russell, Amedee Joullin, and F. Pedretti and sons;

~~(d) the portraits of Joseph K. Toole and Wilbur Fiske Sanders;~~

~~(e)~~ (d) the statues of Wilbur Fiske Sanders, Jeanette Rankin, and Mike and Maureen Mansfield;

~~(f)~~ (e) the Montana statehood centennial bell;

~~(g)~~ (f) the gallery of outstanding Montanans;

~~(h)~~ (g)the Montana constitutional exhibit; and

~~(i)~~ (h)the biographical descriptions of Montana's governors, to be placed near the portraits of the governors.

(2) The following busts, statues, memorials, monuments, and art displays are to be placed for up to 50 years, subject to renewal, on the grounds of the capitol:

(a) the ~~statue~~ statues of Thomas Francis Meagher and "lady liberty";

(b) the ~~plaque~~ plaques commemorating Donald Nutter, President George H. Bush, and prisoners of war and missing in action; ~~and~~

(c) two benches with plaques recognizing contributors to the 1997-2000 capitol restoration, repair, and renovation project~~.~~ ;

(d) the Montana centennial square; and

(e) the monument of the ten commandments.

(3) ~~The statue by Robert Scriver entitled "symbol of the pros" is~~ The following busts, statutes, memorials, monuments, and art displays are to be placed for up to 50 years, subject to renewal, on the capitol complex grounds~~.~~ ;

(a) the statue by Robert Scriver entitled "symbol of the pros",

(b) the monuments of the liberty bell, veterans and pioneer memorial building – landscape beautification project, Montana veterans, Pearl Harbor survivors, and peace pole;

(c) the sculptures of the "herd bull" and the eagle;

(d) the plaques of the Montana national guard and Lewis and Clark; and

(e) the arrastra.

(4) The following busts, statutes, memorials, monuments, and art displays are to be placed for up to 50 years, subject to renewal, in the following state buildings on the capitol complex:

(a) the paintings of Dr. W.F. Cogswell, the "burning bush," "dryland farmer," "farm girl," "the river rat," "top of the world," "angus #68," "the source," "the bozeman trail," and "the mullan road";

(b) the art displays of "Montana workers," "copper city rodeo," "dancing cascade," "save a piece of the sky," and "night light";

(c) the plaques of Walt Sullivan and the mitchell building; and

(d) the busts of Lee Metcalf and Sam Mitchell.

~~(4)~~ (5) The senate sculpture provided for in 2-17-809 is to be placed for up to 50 years, subject to renewal, on the west wall in the senate chambers.

~~(5)~~ (6) The council shall determine the specific placement of the items identified in subsections (1) through ~~(3).~~(4). "

{*Internal References to 2-17-808: None* }

NEW SECTION. **Section 2. Repealer.** Sections 5-17-301 through 5-17-303, MCA, are repealed.

-END-